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Signed and Filed: January 19, 2010

A handwritten signature in black ink that reads "Dennis Montali".

DENNIS MONTALI  
U.S. Bankruptcy Judge

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Proposed Counsel for Debtor

**UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

San Francisco Division

In re  
MONTGOMERY REALTY GROUP,  
INC.

Case No. 09-31879 DM

Chapter 11

Debtor

**ORDER AUTHORIZING DEBTOR TO INCUR AND PAY LITIGATION EXPENSES**

1           Upon consideration of the *Ex Parte* Motion of Montgomery Realty Group, Inc., Debtor and  
2 Debtor-in-Possession, for an Order authorizing it to incur and pay certain litigation expenses, it  
3 appearing that the relief sought by the Motion is fair and reasonable and in the best interests of creditors  
4 and the estate, and good cause therefor appearing,

5           IT IS HEREBY ORDERED ADJUDGED AND DECREED that:

6           1.       Under the circumstances, parties in interest require no further notice or an opportunity to  
7 be heard.  
8

9           2.       The Motion be, and it hereby is, granted.

10          3.       Debtor be, and it hereby is, authorized to incur the Litigation Expenses described  
11 generally in the Motion.

12          4.       Debtor be, and it hereby is, authorized to pay the Litigation Expenses as they come due  
13 from any free funds held by the estate including, without limitation, the Litigation Expense Impound  
14 described in the Motion.  
15

16                           \*       \*       \*       END OF ORDER       \*       \*       \*

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# CERTIFICATE OF NOTICE

District/off: 0971-3  
Case: 09-31879

User: awong  
Form ID: pdfec

Page 1 of 1  
Total Noticed: 1

Date Rcvd: Jan 20, 2010

The following entities were noticed by first class mail on Jan 22, 2010.  
db +Montgomery Realty Group, Inc., 447 Battery St. #300, San Francisco, CA 94111-3210

The following entities were noticed by electronic transmission.  
NONE.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 22, 2010

Signature:

